

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
DIB, et. al. Examiner: **Kim, Jennifer M.**
Serial No.: **10/773,480** Art Unit: **1617**
Filed: **February 6, 2004**
Title: **Application of 2-cyano-10-(2-methyl-3-(methylamino)-propyl)phenothiazine or a pharmaceutically acceptable salt as medicament**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DO NOT ENTER: /JK/

Amendment and Response Pursuant to 37 C.F.R. § 1.111

Sir:

This amendment and response is being filed pursuant to an Office Action on the merits of the claims of the above-referenced patent application that was mailed to Applicants' Attorney on May 27, 2008, having a shortened statutory period for response of three (3) months which resulted in an original due date for response of August 27, 2008. It is respectfully requested that the following amendments and the remarks that follow now be re-entered in this case. Amendments to the claims may be found on page 2 et. seq. while the remarks pertaining to the Examiners' rejections may be found starting at page 5.